

ORIGINAL



0000013185

28

OSBORN  
MALEDON

A PROFESSIONAL ASSOCIATION  
ATTORNEYS AT LAW

The Phoenix Plaza  
21st Floor  
2829 North Central Avenue  
Phoenix, Arizona 85012-2794

P.O. Box 36379  
Phoenix, Arizona 85067-0379

Telephone 602.640.9000  
Facsimile 602.640.9050

William J. Maledon, Atty. No. 003670  
Debbie A. Hill, Atty. No. 012186  
Ronda R. Woinowsky, Atty. No. 022100  
OSBORN MALEDON, P.A.  
2929 North Central Avenue, Suite 2100  
Phoenix, Arizona 85012-2794  
Telephone: (602) 640-9000  
Facsimile: (602) 640-9050

Tom Mumaw  
Pinnacle West Capital Corporation  
PNW Law Department  
P. O. Box 53999  
Mail Station 8695  
Phoenix, Arizona 85072-3999  
Telephone: (602) 250-3630  
Facsimile: (602) 250-3393

RECEIVED

2004 NOV 10 P 4:48

AZ CORP COMMISSION  
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

NOV 10 2004

DOCKETED BY

*CR*

Attorneys for Respondent Arizona Public Service Company

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

MARC SPITZER, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON  
KRISTIN K. MAYES

IN THE MATTER OF:

AVIS READ; individually, on behalf of all  
similarly situated,

Complainants,

v.

ARIZONA PUBLIC SERVICE COMPANY,

Respondent.

IN THE MATTER OF THE APPLICATION  
OF ARIZONA PUBLIC SERVICE  
COMPANY FOR A DECLARATORY  
ORDER REGARDING BILL ESTIMATION  
PROCEDURES.

DOCKET NO. E-01345A-04-0657

DOCKET NO. E-01345A-03-0775

ARIZONA PUBLIC SERVICE'S  
REPLY IN SUPPORT OF  
MOTION TO AMEND  
PROCEDURAL ORDER

Arizona Public Service Company ("APS") files this Reply in Support of its  
Motion to Amend the Procedural Order filed in these matters on November 2, 2004.

1 In the Staff response, filed November 9, 2004, Commission Staff raised no objection  
2 to APS' proposal that the Order be amended to permit 1) any response by any other  
3 party to the November 23 filings, and any response to the Staff's initial reports to be  
4 filed on December 17, to be filed on January 13, 2005; and 2) any response to the  
5 Staff's direct testimony and exhibits to be filed no later than the January 18, 2005 pre-  
6 hearing conference. Accordingly, APS hopes that the Hearing Officer will amend the  
7 November 2, 2004 Procedural Order as set forth above.

8 APS does not wish, however, to delay the scheduled January 20, 2005 hearing  
9 date. Accordingly, APS is withdrawing its request that APS and Read be given until  
10 December 7, 2004 to file their direct testimony and exhibits. APS will file its direct  
11 testimony and exhibits relating to its Application by November 23, 2004, as presently  
12 provided for in the November 2, 2004 Procedural Order.

13 DATED this 10th day of November, 2004.

14 William J. Maledon  
15 Debbie A. Hill  
16 Ronda R. Woinowsky  
17 OSBORN MALEDON, P.A.  
18 2929 North Central Avenue, Suite 2100  
19 Phoenix, Arizona 85012-2794

20 -And-

21 Tom Mumaw  
22 Pinnacle West Capital Corporation  
23 PNW Law Department  
24 P. O. Box 53999  
25 Mail Station 8695  
26 Phoenix, Arizona 85072-3999

27 Attorneys for Respondent Arizona Public  
28 Service Company

By Debbie Hill  
Debra A. Hill

1 Copies of the foregoing was hand-delivered\*/  
2 mailed this 10th day of November, 2004,  
3 to:

3 Lyn Farmer\*  
4 Chief Administrative Law Judge  
5 Arizona Corporation Commission  
6 1200 West Washington St.  
7 Phoenix, Arizona 85007

6 Barry G. Reed  
7 Zimmerman Reed P.L.L.P.  
8 14646 N. Kierland Blvd., Suite 145  
9 Scottsdale, Arizona 85254

8 David A. Rubin  
9 Law Offices of David A. Rubin  
10 3550 N. Central Ave., Suite 1201  
11 Phoenix, Arizona 85012-2111

11 Jeffrey M. Proper  
12 Law Offices of Jeffrey M. Proper  
13 3550 N. Central Ave., Suite 1200  
14 Phoenix, Arizona 85012-2111

13 Christopher Kemply, Chief Counsel  
14 Legal Division  
15 Arizona Corporation Commission  
16 1200 West Washington Street  
17 Phoenix, Arizona 85007

16 Janet Wagner\*  
17 Legal Division  
18 Arizona Corporation Commission  
19 1200 West Washington Street  
20 Phoenix, Arizona 85007

19 Ernest G. Johnson, Director  
20 Utilities Division  
21 Arizona Corporation Commission  
22 1200 West Washington Street  
23 Phoenix, Arizona 85007

23   
24 579923